

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *Je* D.C.

05 MAY 26 AM 11:16

ROBERT R. DETIOLIO  
CLERK, U.S. DIST. CT.  
W.D. OF TN, MEMPHIS

RUTH STINNETT,

Plaintiff,

v.

WYETH, INC., et al.,

Defendants.

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No. 05-2337 M1/V

ORDER STAYING CASE

Before the Court is the motion of Defendants Wyeth and Wyeth Pharmaceuticals to Stay All Proceedings Pending Settlement or Pending Transfer to MDL 1203, filed May 24, 2005. In their motion, Defendants represented that Plaintiff does not object to the relief sought by Defendants.

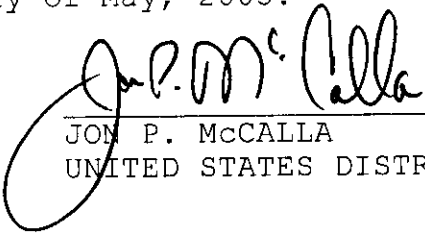
Plaintiff's claims against Defendants arise from their alleged use of the prescription diet drugs Pondimin and/or Redux. Federal diet drug litigation has been consolidated in the Eastern District of Pennsylvania. On January 21, 2005, Judge Harvey Bartle, III, of the United States District Court for the Eastern District of Pennsylvania, MDL 1203, entered Pre Trial Order No. 4389, which stayed consolidated diet drug litigation to facilitate the possible resolution of claims of all plaintiffs participating in the "New Settlement Process." Plaintiff has indicated her intention to participate in the "New Settlement

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Process." If that process is not effective, Defendants indicate that a stay will be appropriate because this case will likely be transferred to the Eastern District of Pennsylvania.

Accordingly, this case is hereby STAYED pending resolution of the Plaintiff's claims pursuant to the "New Settlement Process." Defendants shall immediately notify this Court should the settlement process prove unsuccessful.

So ORDERED this 25 day of May, 2005.

  
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JON P. McCALLA  
UNITED STATES DISTRICT JUDGE



## Notice of Distribution

This notice confirms a copy of the document docketed as number 11 in case 2:05-CV-02337 was distributed by fax, mail, or direct printing on May 26, 2005 to the parties listed.

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Honorable Jon McCalla  
US DISTRICT COURT